



**DEPARTMENT OF THE ARMY  
JACKSONVILLE DISTRICT CORPS OF ENGINEERS  
P. O. BOX 4970  
JACKSONVILLE, FLORIDA 32232-0019**

REPLY TO  
ATTENTION OF

Regulatory Division  
General Permits

**JUN 07 2002**

**PUBLIC NOTICE  
CLARIFICATIONS  
GENERAL PERMITS**

SAJ-5, SAJ-12, SAJ-17, SAJ-18, SAJ-20, SAJ-33, SAJ-34, SAJ-42

TO WHOM IT MAY CONCERN: To simplify and speed evaluation of Department of the Army permit applications, the Jacksonville District, U.S. Army Corps of Engineers promulgates Regional General Permits (general permits) to authorize a variety of minor activities. Each general permit is valid for a five-year period.

BACKGROUND: All of the general permits listed below were reauthorized for a five-year period on March 1, 2001:

SAJ- 5 - Maintenance dredging of Residential Canals  
SAJ-12 - Single-Family Boat Ramps  
SAJ-17 - Minor Structures  
SAJ-18 - Single-Family Boat Slips in Upland Cuts  
SAJ-34 - Commercial Piers - State of Florida

The following general permits were reauthorized for a five-year period on May 1, 2002.

SAJ-20 - Private Single-Family Piers in Florida  
SAJ-33 - Private Multi-Family and Government Piers - State of Florida  
SAJ-42 - Various Activities in Waters of the U.S. Located in Miami-Dade County, Florida

Subsequent to their reauthorization, we have noted that some of the special conditions in these permits need additional amplification or clarification. In order to address these needs, effective as of the date of this public notice, we are making the following minor changes to these permits:

**SAJ-5**

**Special Condition #14 currently reads as follows:**

14. The following areas are specifically excluded from authorization under this general permit and will require review as a standard permit:

- a. Federal Manatee Sanctuaries, refuges, motorboat prohibited zones, or no entry zones.
- b. Canals in the Kings Bay/Crystal River/Homosassa/Salt River system, Citrus County; all canals in Monroe County; canals at Garfield Point including Queens Cove in St. Lucie County.
- c. Faka Union Canal in Collier County.
- d. All waters of Brevard County except land-locked lakes.
- e. Within 2 miles of the following manatee aggregation sites: FPC Crystal River Power Plant (Citrus County), FPC Bartow Power Plant (Pinellas County), TECO Big Bend Power Plant (Hillsborough County), TECO Port Sutton (Pinellas County), FPL Ft. Myers Power Plant (Lee County), Blue Springs (Volusia County), JEA Southside and JEA Kennedy Generating Stations and Jefferson Smurfit Corporation (Duval County), Container Corporation of America Paper Mill (Nassau County), Vero Beach Power Plant (Indian River County), Henry D. King Municipal Electric Station (Ft. Pierce, St. Lucie County), FPL Riviera Beach Power Plant (Palm Beach County), FPL Port Everglades Power Plant (Broward County), and FPL Lauderdale Power Plant (Broward County).
- f. The Okeechobee Waterway between St. Lucie Lock in Martin County and W.P. Franklin Lock in Lee County.
- g. American Crocodile critical habitat, Biscayne Bay National Park Protection Zone (Dade County), Lake Okeechobee or in the St. Lucie Impoundment (Palm Beach County), and areas identified in the Wild and Scenic Rivers Act (16 U.S.C. 1317, et seq.): the St. Mary's River, from its headwaters to

its confluence with the Bells River, the entire Wekiva River, including Wekiwa Springs Run, Rock Springs Run, the entire Seminole Creek, and Black Water Creek from its outfall at Lake Norris to its confluence with the Wekiva River, the Loxahatchee River from Riverbend Park downstream to Jonathan Dickinson State Park.

h. Within the boundaries of the Timucuan Ecological and Historical Preserve (Duval County).

i. The following state parks: John Pennekamp Coral Reef State Park, Lignum Vitae Key State Botanical Site and Aquatic Preserve, Long Key State Park, Curry Hammock State Park, and Bahia Honda State Park.

**To be more reflective of current policies and procedures, special condition #14 will be restated and formatted as 3 special conditions. The existing special conditions that follow #14 will be renumbered accordingly. The 3 conditions are as follows:**

14. The following areas are specifically excluded from authorization under SAJ-5:

a. Federal Manatee Sanctuaries, refuges, motorboat prohibited zones, or no entry zones.

b. Lake Okeechobee and the Okeechobee Waterway between St. Lucie Lock in Martin County and W.P. Franklin Lock in Lee County.

c. American Crocodile critical habitat, Biscayne Bay National Park Protection Zone (Dade County), St. Lucie Impoundment (Palm Beach County), and areas identified in the Wild and Scenic Rivers Act (16 U.S.C. 1317, et seq.): the St. Mary's River, from its headwaters to its confluence with the Bells River, the entire Wekiva River, including Wekiwa Springs Run, Rock Springs Run, the entire Seminole Creek, and Black Water Creek from its outfall at Lake Norris to its confluence with the Wekiva River, the Loxahatchee River from Riverbend Park downstream to Jonathan Dickinson State Park.

d. The following state parks: John Pennekamp Coral Reef State Park, Lignum Vitae Key State Botanical Site and Aquatic Preserve, Long Key State Park,

Curry Hammock State Park, and Bahia Honda State Park.

e. Canals in the Kings Bay/Crystal River/Homosassa/Salt River system, Citrus County; all canals in Monroe County; canals at Garfield Point including Queens Cove in St. Lucie County.

15. No work shall be authorized by SAJ-5 in the following areas until the U.S. Fish and Wildlife Service has been consulted on the effects of the proposed project on the manatee:

a. Faka Union Canal in Collier County.

b. All waters of Brevard County except land-locked lakes.

c. Within 2 miles of the following manatee aggregation sites: FPC Crystal River Power Plant (Citrus County), FPC Bartow Power Plant (Pinellas County), TECO Big Bend Power Plant (Hillsborough County), TECO Port Sutton (Pinellas County), FPL Ft. Myers Power Plant (Lee County), Blue Springs (Volusia County), Jefferson Smurfit Corporation (Duval County), Container Corporation of America Paper Mill (Nassau County), Vero Beach Power Plant (Indian River County), Henry D. King Municipal Electric Station (Ft. Pierce, St. Lucie County), FPL Riviera Beach Power Plant (Palm Beach County), FPL Port Everglades Power Plant (Broward County), and FPL Lauderdale Power Plant (Broward County).

16. No work shall be authorized by SAJ-5 in the following area until the National Park Service has been contacted and offered the opportunity to submit comments to the Corps on the effects of the proposed project on the preserve:

a. Within the boundaries of the Timucuan Ecological and Historical Preserve (Duval County).

## **SAJ-12**

Special condition #10 currently reads as follows:

10. No construction shall be authorized by SAJ-12 in:

- a. Federal Manatee Sanctuaries, refuges, motorboat prohibited zones, or no entry zones.
- b. Crystal, Salt, and Homosassa Rivers, Citrus County, Doctors Lake and that portion of the St. Johns River from Green Cove Springs up to the Buckman Bridge (Clay County); Tomoka River (Volusia County); Caloosahatchee River in all areas adjacent to Cape Coral (Lee County); Charlotte Harbor (Charlotte County); North Fork of the St. Lucie River (Martin County); Barnes Sound Waterway (Dade County).
- c. Faka Union Canal in Collier County.
- d. All waters of Brevard County except land-locked lakes.
- e. Within 2 miles of the following manatee aggregation sites: FPC Crystal River Power Plant (Citrus County), FPC Bartow Power Plant (Pinellas County), TECO Big Bend Power Plant (Hillsborough County), TECO Port Sutton (Pinellas County), FPL Ft. Myers Power Plant (Lee County), Blue Springs (Volusia County), JEA Southside and JEA Kennedy Generating Stations and Jefferson Smurfit Corporation (Duval County), Container Corporation of America Paper Mill (Nassau County), Vero Beach Power Plant (Indian River County), Henry D. King Municipal Electric Station (Ft. Pierce, St. Lucie County), FPL Riviera Beach Power Plant (Palm Beach County), FPL Port Everglades Power Plant (Broward County), and FPL Lauderdale Power Plant (Broward County).
- f. The Okeechobee Waterway between St. Lucie Lock in Martin County and W.P. Franklin Lock in Lee County.
- g. American Crocodile critical habitat, Biscayne Bay National Park Protection Zone (Dade County), Lake Okeechobee or in the St. Lucie Impoundment (Palm Beach County), and areas identified in the Wild and Scenic Rivers Act (16 U.S.C. 1317, et seq.): the St. Mary's River, from its headwaters to its confluence with the Bells River, the entire Wekiva River, including Wekiwa Springs Run, Rock Springs Run, the entire Seminole Creek, and Black

Water Creek from its outfall at Lake Norris to its confluence with the Wekiva River, the Loxahatchee River from Riverbend Park downstream to Jonathan Dickinson State Park.

h. Within the boundaries of the Timucuan Ecological and Historical Preserve (Duval County).

i. The following state parks: John Pennekamp Coral Reef State Park, Lignum Vitae Key State Botanical Site and Aquatic Preserve, Long Key State Park, Curry Hammock State Park, and Bahia Honda State Park.

To be more reflective of current policies and procedures, special condition #10 will be restated and formatted as 3 special conditions. The existing special conditions that follow #10 will be renumbered accordingly. The 3 conditions are as follows:

10. No structures shall be authorized by SAJ-12 in the following areas:

a. Federal manatee sanctuaries, refuges, motorboat prohibited zones or no entry zones.

b. Lake Okeechobee and the Okeechobee Waterway between the St. Lucie Lock in Martin County and the W.P. Franklin Lock in Lee County.

c. American Crocodile critical habitat, Biscayne Bay National Park Protection Zone (Dade County), the St. Lucie Impoundment (Palm Beach County), and areas identified in the Wild and Scenic Rivers Act (16 U.S.C. 1317, et seq.): the St. Mary's River, from its headwaters to its confluence with the Bells River, the entire Wekiva River, including Wekiwa Springs Run, Rock Springs Run, the entire Seminole Creek, and Black Water Creek from its outfall at Lake Norris to its confluence with the Wekiva River, the Loxahatchee River from Riverbend Park downstream to Jonathan Dickinson State Park.

d. The following state parks: John Pennekamp Coral Reef State Park, Lignum Vitae Key State Botanical Site and Aquatic Preserve, Long Key State Park, Curry Hammock State Park, and Bahia Honda State Park.

11. No structures shall be authorized by SAJ-12 in the following areas until the U.S. Fish and Wildlife Service has been consulted on the effects of the proposed project on the manatee:

a. Crystal, Salt, Homosassa and Withlacoochee Rivers, Citrus County, Doctors Lake and that portion of the St. Johns River from Green Cove Springs up to the Buckman Bridge (Clay County); Tomoka River (Volusia County); Caloosahatchee River in all areas adjacent to Cape Coral (Lee County); Charlotte Harbor (Charlotte County); North Fork of the St. Lucie River (Martin County); Barnes Sound Waterway (Dade County).

b. Faka Union Canal in Collier County.

c. All waters of Brevard County except land-locked lakes.

d. Within 2 miles of the following manatee aggregation sites: FPC Crystal River Power Plant (Citrus County), FPC Bartow Power Plant (Pinellas County), TECO Big Bend Power Plant (Hillsborough County), TECO Port Sutton (Pinellas County, FPL Fort Myers Plant (Lee County), Blue Springs (Volusia County), Jefferson Smurfit Corporation (Duval County), Container Corporation of America Paper Mill (Nassau County), OUC Indian River and FPL Canaveral Power Plants and Sykes Creek (Brevard County), Vero Beach Power Plant (Indian River County), Henry D. King Municipal Electric Station (Fort Pierce, St. Lucie County), FPI Riviera Beach Power Plant (Palm Beach County), FPL Port Everglades Power Plant (Broward County), and FPL Lauderdale Power Plant (Broward County).

12. No structures shall be authorized by SAJ-12 in the following area until the National Park Service has been contacted and offered the opportunity to submit comments to the Corps on the effects of the proposed project on the preserve:

a. The Timucuan Ecological and Historical Preserve (Duval County).

**Current special condition #23 reads as follows:**

23. In the Intracoastal Waterway, no structure, including mooring piles, authorized under this general permit shall be within the established setback (normally 100' but may vary in a few specific reaches), calculated from the near-bottom edge of the Federal channel, unless it is a 5-foot marginal pier. Any activity within Federal rights-of-way will require the permittee to enter into a consent-to-easement with the Real Estate Division, U.S. Army Corps of Engineers, Jacksonville or Mobile District, as appropriate, prior to the commencement of any construction activity.

**To be more reflective of current policies and procedures, this condition will be changed to the following:**

25. For projects proposed adjacent to Federally maintained channels, no structure, including mooring piles, authorized under this general permit shall be within the established setback (Normally 100' in the various ICWs but may vary in a few specific reaches as well as in other Federal channels. Exact locations of the proposed structures relative to the channel will be verified by use of the Florida State Plane (x, y) Coordinate System.), calculated from the near-bottom edge of the Federal channel, unless it is a 5-foot marginal pier. Any activity within Federal rights-of-way will require the permittee to enter into a consent-to-easement with the Real Estate Division, U.S. Army Corps of Engineers, Jacksonville or Mobile District, as appropriate, prior to the commencement of any construction activity.

### **SAJ-17**

**Special condition #3 currently reads as follows:**

3. No structures shall be authorized by SAJ-17 in:

- a. Federal manatee sanctuaries, refuges, motorboat prohibited zones or no entry zones.
- b. Crystal, Salt, and Homosassa Rivers, Kings Bay (Citrus County); Doctors Lake and that portion of the St. Johns River from Green Cove Springs up to the Buckman Bridge (Clay County); Tomoka River (Volusia County); Caloosahatchee River in all areas adjacent to Cape Coral (Lee County); Charlotte Harbor (Charlotte County); North Fork of the St.



Lucie River (Martin County); Barnes Sound Waterway (Dade County)..

c. Faka Union Canal in Collier County.

d. All waters of Brevard County except land-locked lakes.

e. Within 2 miles of the following manatee aggregation sites: FPC Crystal River Power Plant (Citrus County), FPC Bartow Power Plant (Pinellas County), TECO Big Bend Power Plant (Hillsborough County), TECO Port Sutton (Pinellas County, FPL Fort Myers Plan (Lee County), Blue Springs (Volusia County), JEA Southside and JEA Kennedy Generating Stations, and Jefferson Smurfit Corporation (Duval County, Container Corporation of America Paper Mill (Nassau County), OUC Indian River and FPL Canaveral Power Plants and Sykes Creek (Brevard County), Vero Beach Power Plant (Indian River County), Henry D. King Municipal Electric Station (Fort Pierce, St. Lucie County), FPI Riviera Beach Power Plant (Palm Beach County), FPL Port Everglades Power Plant (Broward County), and FPL Lauderdale Power Plant (Broward County).

f. The Okeechobee Waterway between the St. Lucie Lock in Martin County and the W.P. Franklin Lock in Lee County.

g. The Timucuan Ecological and Historical Preserve (Duval County).

h. American Crocodile critical habitat, Biscayne Bay National Park Protection Zone (Dade County), Lake Okeechobee or in the St. Lucie Impoundment (Palm Beach County), and areas identified in the Wild and Scenic Rivers Act (16 U.S.C. 1317, et seq.): the St. Mary's River, from its headwaters to its confluence with the Bells River, the entire Wekiva River, including Wekiwa Springs Run, Rock Springs Run, the entire Seminole Creek, and Black Water Creek from its outfall at Lake Norris to its confluence with the Wekiva River, the Loxahatchee River from Riverbend Park downstream to Jonathan Dickinson State Park.

i. The following state parks: John Pennekamp Coral Reef State Park, Lignum Vitae Key State Botanical Site and Aquatic Preserve, Long Key State Park, Curry Hammock State Park, and Bahia Honda State Park.

To be more reflective of current policies and procedures, special condition #3 will be restated and formatted as 3 special conditions. The existing special conditions that follow #3 will be renumbered accordingly. The 3 conditions are as follows:

3. No structures shall be authorized by SAJ-17 in the following areas:

a. Federal manatee sanctuaries, refuges, motorboat prohibited zones or no entry zones.

b. Crystal, Salt, Homosassa and Withlacoochee Rivers, Citrus County,

c. Lake Okeechobee and the Okeechobee Waterway between the St. Lucie Lock in Martin County and the W.P. Franklin Lock in Lee County.

d. American Crocodile critical habitat, Biscayne Bay National Park Protection Zone (Dade County), the St. Lucie Impoundment (Palm Beach County), and areas identified in the Wild and Scenic Rivers Act (16 U.S.C. 1317, et seq.): the St. Mary's River, from its headwaters to its confluence with the Bells River, the entire Wekiva River, including Wekiwa Springs Run, Rock Springs Run, the entire Seminole Creek, and Black Water Creek from its outfall at Lake Norris to its confluence with the Wekiva River, the Loxahatchee River from Riverbend Park downstream to Jonathan Dickinson State Park.

e. The following state parks: John Pennekamp Coral Reef State Park, Lignum Vitae Key State Botanical Site and Aquatic Preserve, Long Key State Park, Curry Hammock State Park, and Bahia Honda State Park.

4. No structures shall be authorized by SAJ-17 in the following areas until the U.S. Fish and Wildlife Service has been consulted on the effects of the proposed project on the manatee:

a. Doctors Lake and that portion of the St. Johns River from Green Cove Springs up to the Buckman Bridge (Clay County); Tomoka River (Volusia County); Caloosahatchee River in all areas adjacent to Cape Coral (Lee County); Charlotte Harbor (Charlotte County); North Fork of the St. Lucie River (Martin County); Barnes Sound Waterway (Dade County).

b. Faka Union Canal in Collier County.

c. All waters of Brevard County except land-locked lakes.

d. Within 2 miles of the following manatee aggregation sites: FPC Bartow Power Plant (Pinellas County), TECO Big Bend Power Plant (Hillsborough County), TECO Port Sutton (Pinellas County, FPL Fort Myers Plant (Lee County), Blue Springs (Volusia County), Jefferson Smurfit Corporation (Duval County), Container Corporation of America Paper Mill (Nassau County), OUC Indian River and FPL Canaveral Power Plants and Sykes Creek (Brevard County), Vero Beach Power Plant (Indian River County), Henry D. King Municipal Electric Station (Fort Pierce, St. Lucie County), FPI Riviera Beach Power Plant (Palm Beach County), FPL Port Everglades Power Plant (Broward County), and FPL Lauderdale Power Plant (Broward County).

5. No structures shall be authorized by SAJ-17 in the following area until the National Park Service has been contacted and offered the opportunity to submit comments to the Corps on the effects of the proposed project on the preserve:

a. The Timucuan Ecological and Historical Preserve (Duval County).

**Current special condition #12 reads as follows:**

12. In the Intracoastal Waterway, no structure, including mooring piles, authorized under this general permit shall be within the established setback (normally 100' but may vary in a few specific reaches), calculated from the near-bottom edge of the Federal channel, unless it is a 5-foot marginal pier. Any activity within Federal rights-of-way will require the permittee to enter into a consent-to-easement with the Real Estate Division, U.S. Army Corps of Engineers, Jacksonville or Mobile

District, as appropriate, prior to the commencement of any construction activity.

To be more reflective of current policies and procedures, this condition will be changed to the following:

14. For projects proposed adjacent to Federally maintained channels, no structure, including mooring piles, authorized under this general permit shall be within the established setback (Normally 100' in the various ICWs but may vary in a few specific reaches as well as in other Federal channels. Exact locations of the proposed structures relative to the channel will be verified by use of the Florida State Plane (x, y) Coordinate System.), calculated from the near-bottom edge of the Federal channel, unless it is a 5-foot marginal pier. Any activity within Federal rights-of-way will require the permittee to enter into a consent-to-easement with the Real Estate Division, U.S. Army Corps of Engineers, Jacksonville or Mobile District, as appropriate, prior to the commencement of any construction activity.

#### **SAJ-18**

Special condition #6 currently reads as follows:

6. No boat slips shall be authorized by this General Permit that are within:

- a. Federal manatee sanctuaries, refuges, motorboat prohibited zones or no entry zones.
- b. Crystal, Salt, and Homosassa Rivers (Citrus County), Doctors Lake and that portion of the St. Johns River from Green Cove Springs up to the Buckman Bridge (Clay County); Tomoka River (Volusia County); Caloosahatchee River in all areas adjacent to Cape Coral (Lee County); Charlotte Harbor (Charlotte County); North Fork of the St. Lucie River (Martin County); Barnes Sound Waterway (Dade County).
- c. John Pennekamp Coral Reef State Park (Monroe County).
- d. Faka Union Canal (Collier County).

e. Timucuan Ecological and Historic Preserve (Duval County).

f. The Okeechobee Waterway between the St. Lucie Lock in Martin County and the W.P. Franklin Lock in Lee County.

g. Two miles of the following manatee aggregation sites: FPC Crystal River Power Plant (Citrus County), FPC Bartow Power Plant (Pinellas County), TECO Big Bend Power Plant and TECO Port Sutton Power Plant (Hillsborough County), FPL Fort Myers Plant (Lee County), Blue Springs (Volusia County), JEA Southside and JEA Kennedy Generating Stations, and Jefferson Smurfit Corporation (Duval County), Container Corporation of America Paper Mill (Nassau County), OUC Indian River and FPL Canaveral Power Plants, Sykes Creek (Brevard County), Vero Beach Power Plant (Indian River County), Henry D. King Municipal Electric Station (Fort Pierce, St. Lucie County), FPL Riviera Beach Power Plant (Palm Beach County), and FPL Lauderdale Power Plant (Broward County) (See figure 8).

h. The following environmentally sensitive areas identified in the Wild and Scenic Rivers Act (16 U.S.C. 1371, et seq.): the St. Mary's River, from its headwaters to its confluence with the Bells River, the entire Wekiva River, including Wekiwa Springs Run, Rock Springs Run, the entire Seminole Creek, and Black Water Creek from its outfall at Lake Norris to its confluence with the Wekiva River, the Loxahatchee River from Riverbend Park downstream to Jonathan Dickinson State Park.

i. The following state parks: John Pennekamp Coral Reef State Park, Lignum Vitae Key State Botanical Site and Aquatic Preserve, Long Key State Park, Curry Hammock State Park, and Bahia Honda State Park.

To be more reflective of current policies and procedures, special condition #6 will be restated and formatted as 3 special conditions. The existing special conditions that follow #6 will be renumbered accordingly. The 3 conditions are as follows:

6. No structures shall be authorized by SAJ-18 in the following areas:

- a. Federal manatee sanctuaries, refuges, motorboat prohibited zones or no entry zones.
- b. Lake Okeechobee and the Okeechobee Waterway between the St. Lucie Lock in Martin County and the W.P. Franklin Lock in Lee County.
- c. American Crocodile critical habitat, Biscayne Bay National Park Protection Zone (Dade County), the St. Lucie Impoundment (Palm Beach County), and areas identified in the Wild and Scenic Rivers Act (16 U.S.C. 1317, et seq.): the St. Mary's River, from its headwaters to its confluence with the Bells River, the entire Wekiva River, including Wekiwa Springs Run, Rock Springs Run, the entire Seminole Creek, and Black Water Creek from its outfall at Lake Norris to its confluence with the Wekiva River, the Loxahatchee River from Riverbend Park downstream to Jonathan Dickinson State Park.
- d. The following state parks: John Pennekamp Coral Reef State Park, Lignum Vitae Key State Botanical Site and Aquatic Preserve, Long Key State Park, Curry Hammock State Park, and Bahia Honda State Park.

7. No structures shall be authorized by SAJ-18 in the following areas until the U.S. Fish and Wildlife Service has been consulted on the effects of the proposed project on the manatee:

- a. Crystal, Salt, Homosassa and Withlacoochee Rivers, Citrus County, Doctors Lake and that portion of the St. Johns River from Green Cove Springs up to the Buckman Bridge (Clay County); Tomoka River (Volusia County); Caloosahatchee River in all areas adjacent to Cape Coral (Lee County); Charlotte Harbor (Charlotte County); North Fork of the St. Lucie River (Martin County); Barnes Sound Waterway (Dade County).
- b. Faka Union Canal in Collier County.

c. All waters of Brevard County except land-locked lakes.

d. Within 2 miles of the following manatee aggregation sites: FPC Crystal River Power Plant (Citrus County), FPC Bartow Power Plant (Pinellas County), TECO Big Bend Power Plant (Hillsborough County), TECO Port Sutton (Pinellas County), FPL Fort Myers Plan (Lee County), Blue Springs (Volusia County), Jefferson Smurfit Corporation (Duval County), Container Corporation of America Paper Mill (Nassau County), OUC Indian River and FPL Canaveral Power Plants and Sykes Creek (Brevard County), Vero Beach Power Plant (Indian River County), Henry D. King Municipal Electric Station (Fort Pierce, St. Lucie County), FPI Riviera Beach Power Plant (Palm Beach County), FPL Port Everglades Power Plant (Broward County), and FPL Lauderdale Power Plant (Broward County).

8. No structures shall be authorized by SAJ-18 in the following area until the National Park Service has been contacted and offered the opportunity to submit comments to the Corps on the effects of the proposed project on the preserve:

a. The Timucuan Ecological and Historical Preserve (Duval County).

**Current special condition #23 reads as follows:**

23. In the Intracoastal Waterway, no structure, including mooring piles, authorized under this general permit shall be within the established setback (normally 100' but may vary in a few specific reaches), calculated from the near-bottom edge of the Federal channel, unless it is a 5-foot marginal pier. Any activity within Federal rights-of-way will require the permittee to enter into a consent-to-easement with the Real Estate Division, U.S. Army Corps of Engineers, Jacksonville or Mobile District, as appropriate, prior to the commencement of any construction activity.

To be more reflective of current policies and procedures, this condition will be changed to the following:

25. For projects proposed adjacent to Federally maintained channels, no structure, including mooring piles, authorized under this general permit shall be within the established

setback (Normally 100' in the various ICWs but may vary in a few specific reaches as well as in other Federal channels. Exact locations of the proposed structures relative to the channel will be verified by use of the Florida State Plane (x, y) Coordinate System.), calculated from the near-bottom edge of the Federal channel, unless it is a 5-foot marginal pier. Any activity within Federal rights-of-way will require the permittee to enter into a consent-to-easement with the Real Estate Division, U.S. Army Corps of Engineers, Jacksonville or Mobile District, as appropriate, prior to the commencement of any construction activity.

## **SAJ-20**

**Current special condition #15 reads as follows:**

15. In the Intracoastal Waterway, no structure, including mooring piles, authorized under this general permit shall be within the established setback (normally 100' but may vary in a few specific reaches), calculated from the near-bottom edge of the Federal channel, unless it is a 5-foot marginal pier. Any activity within Federal rights-of-way will require the permittee to enter into a consent-to-easement with the Real Estate Division, U.S. Army Corps of Engineers, Jacksonville or Mobile District, as appropriate, prior to the commencement of any construction activity.

**To be more reflective of current policies and procedures, this condition will be changed to the following:**

15. For projects proposed adjacent to Federally maintained channels, no structure, including mooring piles, authorized under this general permit shall be within the established setback (Normally 100' in the various ICWs but may vary in a few specific reaches as well as in other Federal channels. Exact locations of the proposed structures relative to the channel will be verified by use of the Florida State Plane (x, y) Coordinate System.), calculated from the near-bottom edge of the Federal channel, unless it is a 5-foot marginal pier. Any activity within Federal rights-of-way will require the permittee to enter into a consent-to-easement with the Real Estate Division, U.S. Army Corps of Engineers, Jacksonville or Mobile District, as appropriate, prior to the commencement of any construction activity.



### **SAJ-33**

Current special condition #18 reads as follows:

18. In the Intracoastal Waterway, no structure, including mooring piles, authorized under this general permit shall be within the established setback (normally 100' but may vary in a few specific reaches), calculated from the near-bottom edge of the Federal channel, unless it is a 5-foot marginal pier. Any activity within Federal rights-of-way will require the permittee to enter into a consent-to-easement with the Real Estate Division, U.S. Army Corps of Engineers, Jacksonville or Mobile District, as appropriate, prior to the commencement of any construction activity.

To be more reflective of current policies and procedures, this condition will be changed to the following:

18. For projects proposed adjacent to Federally maintained channels, no structure, including mooring piles, authorized under this general permit shall be within the established setback (Normally 100' in the various ICWs but may vary in a few specific reaches as well as in other Federal channels. Exact locations of the proposed structures relative to the channel will be verified by use of the Florida State Plane (x, y) Coordinate System.), calculated from the near-bottom edge of the Federal channel, unless it is a 5-foot marginal pier. Any activity within Federal rights-of-way will require the permittee to enter into a consent-to-easement with the Real Estate Division, U.S. Army Corps of Engineers, Jacksonville or Mobile District, as appropriate, prior to the commencement of any construction activity.

### **SAJ 34**

Current special condition #3 reads as follows:

3. No structures shall be authorized by the general permit in:

a. Federal Manatee Sanctuaries, refuges, motorboat prohibited zones, or no entry zones.

b. Crystal, Salt, and Homosassa Rivers, Citrus County, Doctors Lake and that portion of the St. Johns River from Green Cove Springs up to the Buckman Bridge (Clay County); Tomoka River (Volusia

County); Caloosahatchee River in all areas adjacent to Cape Coral (Lee County); Charlotte Harbor (Charlotte County); North Fork of the St. Lucie River (Martin County); Barnes Sound Waterway (Dade County).

c. Faka Union Canal in Collier County.

d. All waters of Brevard County except land-locked lakes.

e. Within 2 miles of the following manatee aggregation sites: FPC Crystal River Power Plant (Citrus County), FPC Bartow Power Plant (Pinellas County), TECO Big Bend Power Plant (Hillsborough County), TECO Port Sutton (Pinellas County), FPL Ft. Myers Power Plant (Lee County), Blue Springs (Volusia County), JEA Southside and JEA Kennedy Generating Stations and Jefferson Smurfit Corporation (Duval County), Container Corporation of America Paper Mill (Nassau County), Vero Beach Power Plant (Indian River County), Henry D. King Municipal Electric Station (Ft. Pierce, St. Lucie County), FPL Riviera Beach Power Plant (Palm Beach County), FPL Port Everglades Power Plant (Broward County), and FPL Lauderdale Power Plant (Broward County).

f. The Okeechobee Waterway between St. Lucie Lock in Martin County and W.P. Franklin Lock in Lee County.

g. American Crocodile critical habitat, Biscayne Bay National Park Protection Zone (Dade County), Lake Okeechobee or in the St. Lucie Impoundment (Palm Beach County), and areas identified in the Wild and Scenic Rivers Act (16 U.S.C. 1317, et seq.): the St. Mary's River, from its headwaters to its confluence with the Bells River, the entire Wekiva River, including Wekiwa Springs Run, Rock Springs Run, the entire Seminole Creek, and Black Water Creek from its outfall at Lake Norris to its confluence with the Wekiva River, the Loxahatchee River from Riverbend Park downstream to Jonathan Dickinson State Park.

h. Within the boundaries of the Timucuan Ecological and Historical Preserve (Duval County).

i. The following state parks in Monroe County: John Pennekamp Coral Reef State Park, Lignum Vitae Key State Botanical Site and Aquatic Preserve, Long Key State Park, Curry Hammock State Park, and Bahia Honda State Park.

To be more reflective of current policies and procedures, special condition #3 will be restated and formatted as 3 special conditions. The existing special conditions that follow #3 will be renumbered accordingly. The 3 conditions are as follows:

3. No structures shall be authorized by SAJ-34 in the following areas:

a. Federal manatee sanctuaries, refuges, motorboat prohibited zones or no entry zones.

b. Crystal, Salt, Homosassa and Withlacoochee Rivers, Citrus County,

c. Lake Okeechobee and the Okeechobee Waterway between the St. Lucie Lock in Martin County and the W.P. Franklin Lock in Lee County.

d. American Crocodile critical habitat, Biscayne Bay National Park Protection Zone (Dade County), the St. Lucie Impoundment (Palm Beach County), and areas identified in the Wild and Scenic Rivers Act (16 U.S.C. 1317, et seq.): the St. Mary's River, from its headwaters to its confluence with the Bells River, the entire Wekiva River, including Wekiwa Springs Run, Rock Springs Run, the entire Seminole Creek, and Black Water Creek from its outfall at Lake Norris to its confluence with the Wekiva River, the Loxahatchee River from Riverbend Park downstream to Jonathan Dickinson State Park.

e. The following state parks: John Pennekamp Coral Reef State Park, Lignum Vitae Key State Botanical Site and Aquatic Preserve, Long Key State Park, Curry Hammock State Park, and Bahia Honda State Park.

4. No structures shall be authorized by SAJ-34 in the following areas until the U.S. Fish and Wildlife Service has been consulted on the effects of the proposed project on the manatee:

a. Doctors Lake and that portion of the St. Johns River from Green Cove Springs up to the Buckman Bridge (Clay County); Tomoka River (Volusia County); Caloosahatchee River in all areas adjacent to Cape Coral (Lee County); Charlotte Harbor (Charlotte County); North Fork of the St. Lucie River (Martin County); Barnes Sound Waterway (Dade County).

b. Faka Union Canal in Collier County.

c. All waters of Brevard County except land-locked lakes.

d. Within 2 miles of the following manatee aggregation sites: FPC Bartow Power Plant (Pinellas County), TECO Big Bend Power Plant (Hillsborough County), TECO Port Sutton (Pinellas County, FPL Fort Myers Plan (Lee County), Blue Springs (Volusia County), Jefferson Smurfit Corporation (Duval County), Container Corporation of America Paper Mill (Nassau County), OUC Indian River and FPL Canaveral Power Plants and Sykes Creek (Brevard County), Vero Beach Power Plant (Indian River County), Henry D. King Municipal Electric Station (Fort Pierce, St. Lucie County), FPI Riviera Beach Power Plant (Palm Beach County), FPL Port Everglades Power Plant (Broward County), and FPL Lauderdale Power Plant (Broward County).

5. No structures shall be authorized by SAJ-34 in the following area until the National Park Service has been contacted and offered the opportunity to submit comments to the Corps on the effects of the proposed project on the preserve:

a. The Timucuan Ecological and Historical Preserve (Duval County).

**Current special condition #16 reads as follows:**

16. In the Intracoastal Waterway, no structure, including mooring piles, authorized under this general permit shall be within the established setback (normally 100' but may vary in a few specific reaches), calculated from the near-bottom edge of the Federal channel, unless it is a 5-foot marginal pier. Any activity within Federal rights-of-way will require the permittee to enter into a consent-to-easement with the Real Estate

Division, U.S. Army Corps of Engineers, Jacksonville or Mobile District, as appropriate, prior to the commencement of any construction activity.

**To be more reflective of current policies and procedures, this condition will be changed to the following:**

18. For projects proposed adjacent to Federally maintained channels, no structure, including mooring piles, authorized under this general permit shall be within the established setback (Normally 100' in the various ICWs but may vary in a few specific reaches as well as in other Federal channels. Exact locations of the proposed structures relative to the channel will be verified by use of the Florida State Plane (x, y) Coordinate System.), calculated from the near-bottom edge of the Federal channel, unless it is a 5-foot marginal pier. Any activity within Federal rights-of-way will require the permittee to enter into a consent-to-easement with the Real Estate Division, U.S. Army Corps of Engineers, Jacksonville or Mobile District, as appropriate, prior to the commencement of any construction activity.

#### **SAJ 42**

**Current Special Condition K.2. reads as follows:**

2. No structures or work shall be authorized by this general permit in areas designated as American Crocodile critical habitat or in Biscayne Bay National Park Protection Zone.

**This condition inadvertently omitted reference to designated manatee areas. The condition is being modified to include them and will now read:**

2. No structures or work shall be authorized by this general permit in areas designated as American Crocodile critical habitat or in Biscayne Bay National Park Protection Zone, or in Federal Manatee Sanctuaries, refuges, motorboat prohibited zones, or no entry zones.

**Current Special Condition K. #19 reads as follows:**

19. In the Intracoastal Waterway, no structure, including mooring piles, authorized under this general permit shall be within the established setback (normally 100' but may vary in a few specific reaches), calculated from the near-bottom edge of the Federal channel, unless it is a 5-foot marginal pier. Any

activity within Federal rights-of-way will require the permittee to enter into a consent-to-easement with the Real Estate Division, U.S. Army Corps of Engineers, Jacksonville District prior to the commencement of any construction activity.

To be more reflective of current policies and procedures, this condition will be changed to the following:

19. For projects proposed adjacent to Federally maintained channels, no structure, including mooring piles, authorized under this general permit shall be within the established setback (Normally 100' in the various ICWs but may vary in a few specific reaches as well as in other Federal channels. Exact locations of the proposed structures relative to the channel will be verified by use of the Florida State Plane (x, y) Coordinate System.), calculated from the near-bottom edge of the Federal channel, unless it is a 5-foot marginal pier. Any activity within Federal rights-of-way will require the permittee to enter into a consent-to-easement with the Real Estate Division, U.S. Army Corps of Engineers, Jacksonville District, prior to the commencement of any construction activity.

Copies of all general permits in the Jacksonville District may be found on the Regulatory Division web page at: <http://www.saj.usace.army.mil/permit>

  
John R. Hall  
Chief, Regulatory Division